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**PETITION FOR REVIVAL OF AN INTERNATIONAL APPLICATION FOR PATENT
DESIGNATING THE U.S. ABANDONED UNINTENTIONALLY UNDER 37 CFR
1.137(b)**

Docket Number (Optional)
ARCD:333/WIM

First named inventor:
Michael Parmacek

International (PCT) Application No. PCT/US97/62101 U.S. Application No.: 08/726,807
(if known)

Filed: August 29, 1997

Title: PROMOTER FOR SMOOTH MUSCLE CELL EXPRESSION

Attention: PCT Legal Staff
Box PCT
Assistant Commissioner for Patents
Washington, D.C. 20231

The above-identified application became abandoned as to the United States because the fees and documents required by 35 U.S.C. 371(c) were not filed prior to the expiration of the applicable time set in 37 CFR 1.494(b) or (c) or 1.495(b) or (c) (as applicable). The date of abandonment is the day after the date on which the 35 U.S.C. 371(c) requirements were due. See 37 CFR 1.494(h) or 1.495(i).

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee
- (2) Proper reply
- (3) Terminal disclaimer with disclaimer fee – required for all international applications having an international filing date before June 8, 1995; and
- (4) Statement that the entire delay was unintentional

1. Petition fee

- ☐ Small entity - fee \$ _____ (37 CFR 1.17(m))
☐ Small entity statement enclosed herewith
☐ Small entity statement previously filed.
☒ Other than small entity - fee \$ 1,320.00 (37 CFR 1.17(m))

2. Proper reply

A. The proper reply (the missing 35 U.S.C. 371(c) requirements) in the form of
a record copy of the international application and transmittal letter (identify type of reply):

☐ is filed previously on _____
☒ is enclosed herewith.

Burden Hour Statement: This form is estimated to take 1 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, D.C. 20231.

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3. Terminal disclaimer with disclaimer fee

☒ Since this international application has an international filing date on or after June 8, 1995, no terminal disclosure is required.

☐ A terminal disclosure (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for small entity or \$ _____ for other than small entity) equivalent to the period of abandonment is enclosed herewith (see PTO/SB/63).

4. Statement. The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

September 9, 1999

Date


Signature

Telephone

Number: (512) 418-3000

Mark B. Wilson, Reg. No. 37,259

P.O. Box 4433

Address

Houston, TX 77210-4433

Enclosures:



Fee Payment

Reply

Terminal Disclaimer Form

Small Entity Status Form

EM167039301US
"Express Mail" label number

September 9, 1999
Date of Deposit